

10077521-021502
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JULY 15 2002
U.S. PTO

02-19-02

UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 0045-1 Total Pages 20

10077521-021502
U.S. PTO

First Named Inventor or Application Identified

Inventors: James Edward Brehove

Invention: Topical Application For Treating Toenail Fungus

Express Mail Label No. EK702453135US

10077521-021502
U.S. PTO

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing)	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
3. <input checked="" type="checkbox"/> Specification [Total Pages 17] (preferred arrangement as set forth below) - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed Sponsored R & D - Reference to sequence listing, a table, or a computer program listing Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure	a. <input type="checkbox"/> Computer Readable Form (CRF) b. <input type="checkbox"/> Specification Sequence Listing On: I. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or II. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statement verifying identity of above copies
4. <input type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets]	9. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))
5. Oath or Declaration [Total Pages 2]	10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee)
a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) [Note Box 5 below]	11. <input type="checkbox"/> English Translation Document (if applicable)
i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).	12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	13. <input type="checkbox"/> Preliminary Amendment
	14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
	15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)
	16. <input checked="" type="checkbox"/> Other: Express Mail Certification _____

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No: _____

Prior application information: Examiner _____ Group / Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label

.....(Insert Customer No. or Attach bar code label here).....

or Correspondence address below

NAME	Ernest D. Buff				
	Ernest D. Buff & Associates, LLC				
ADDRESS	245 South Street				
CITY	Morristown	STATE	New Jersey	ZIP CODE	07960
COUNTRY	USA	TELEPHONE	(973) 644-0008	FAX	(973) 644-4554

**FEES TRANSMITTAL
 For FY 2001**

Patent Fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT **(S)** **37000** **Attorney Docket Number** **0045-1**

METHOD OF PAYMENT(check one)

1. The Commissioner is authorized to charge indicated fees and credit any over payments to:

Deposit Account Number →

Deposit Account Name → Ernest D. Buff And Associates LLC

Charge Any Additional Fee Required
 Under 37 CFR 1.18 and 1.17
 37 CFR 1.16 and 1.17 the Notice of Allowance
 2. **Payment Enclosed:** Check Money Order Other

FEES CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	370.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) **(S)** **370.00**

2. Extra Claim Fees

Extra	Fee From below	Fee Paid
Total Claims 16	20 = 0	X 9 = 0.00
Independent Claims 2	3 = 0	X 40 = 0.00
Multiple Dependent Claims	0	X 0 = 0.00

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Indep. claims in excess of 3
104	270	204	135	Multiple dependent claim
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) **(S)** **0.00**

Complete If Known	
Application Number	
Filing Date	
First Named Inventor	James Edward Brehove
Examiner Name	
Group Art Unit	

FEES CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provision filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
126	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(e))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.29(b))	
Other fee (specify)					
Other fee (specify)					

*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)** **(S)** **00.00**

SUBMITTED BY:

Complete (if applicable)

Typed or Printed Name	Ernest D. Buff	Reg. Number	25,833
Signature		Date	2/15/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James Edward Brehove Group Art Unit: Not Yet Assigned
Serial No.: Not Yet Assigned Examiner: Not Yet Assigned
For: **TOPICAL APPLICATION FOR TREATING TOENAIL FUNGUS**
Attorney Docket No.: 0045-1

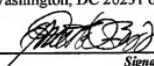
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February 15, 2002

Assistant Commissioner For Patents
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Washington, DC 20231

Sir:

Certificate of Mailing by Express Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope bearing Express Mail Label No. EK702453135US addressed to the Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231 on February 15, 2002.



Signature

Ernest D. Buff
Attorney of Record

February 15, 2002
(Date)

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